THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 16810 of 1996

Dated: 19-09-2006

Between:

Bomma Sudhakar Reddy and another

..... PETITIONERS

AND

The District Collector,
Nellore, Nellore District and another

.....RESPONDENTS

THE HON'BLE Ms. JUSTICE G.ROHINI

WRIT PETITION NO: 16810 of 1996

O R D E R:

This writ petition is filed seeking a declaration that the alleged action of the respondents in proposing to survey and dig a channel in petitioners' lands situated in Sy.No.27 of Panchedu village, Buchirededipalem bearing Patta No.135 is arbitrary and illegal.

Pending the writ petition, this Court, by order dated 19-08-1996 in M.P.No.20673 if 1996, granted ad-interim injunction restraining the respondents from digging channel in the lands in question. However, this Court made it clear that the said order shall not preclude the respondents from following due process of law by proceeding under the Land Acquisition Act, 1894 and said order is in force till today.

No counter affidavit is filed on behalf of the respondents so far.

In the circumstances, no further adjudication is necessary in the writ petition and the same is accordingly disposed of in terms of the interim order dated 19-08-1996. No costs.

G. ROHINI, J

Dated: 19-09-2006
KLP